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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT TACOMA

13 ANTOLIN ANDREW MARKS,
14 Plaintiff,
15 v.
16 TOM GILES *et al.*,
17 Defendants.

Case No. C07-5572RJB/JKA
ORDER

19 This 42 U.S.C. § 1983/Bivens action has been referred to the undersigned Magistrate Judge
20 pursuant to 28 U.S.C. § 636 (b) and local Rules MJR 3 and 4.

21 Mr. Marks now litigates under a sanction as a result of improper filings. As part of that
22 sanction documents filed by Mr. Marks are submitted under seal for court review. Mr. Marks has
23 filed two documents since the last order was entered. (Dkt. # 21 and 22). Both of these documents
24 are in response to a pending motion which has been converted to a motion for summary judgment.

25 **Dkt. # 21 and 22 are now UNSEALED.**

26 Defendants will have until **July 11, 2008**, to file a reply. The court will consider the motion
27 for summary judgment, (Dkt # 14), on **July 18, 2008**.

28 REPORT AND RECOMMENDATION- 1

1 Until a Report and Recommendation on the motion is issued this action is **STAYED**.
2 The clerk's office is directed to send copies of this order to plaintiff and to counsel for defendants
3 and note the motion for summary judgment for July 18, 2008.

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DATED this 23 day of June, 2008.

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/S/ J. Kelley Arnold

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J. Kelley Arnold
United States Magistrate

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REPORT AND RECOMMENDATION- 2